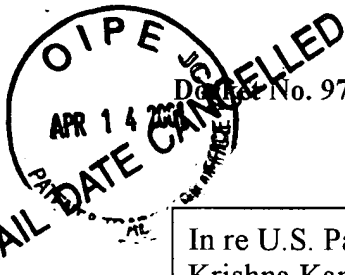


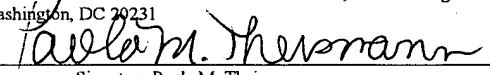
N  
Sector \$1



Depositor No. 9791730-0014

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|   |   |
|---|---|
| <p>In re U.S. Patent Application of<br/>Krishna Kanth et al</p> <p>Application No. 09/702,291</p> <p>Filing Date: October 30, 2000</p> <p>For: Scalability, Availability and<br/>Management Features for Business<br/>Commerce Server</p> | <p>Examiner: Not yet assigned</p> <p>Art Unit: 2161</p> <p><u>CERTIFICATE OF MAILING</u></p> <p>I hereby certify that on April 9, 2001, this paper is being deposited with the United States Postal Service as U. S. as first class mail in an envelope addressed to Assistant Commissioner of Patents, Box Missing Parts Washington, DC 20231</p> <p><br/>Signature Paula M. Theismann</p> |
|---|---|

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

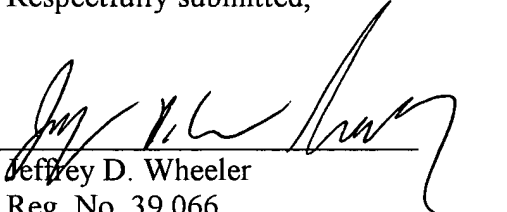
Assistant Commissioner for Patents  
Box Missing Parts  
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts for the above-captioned matter dated January 16, 2001, Applicants respectfully submit the executed Declaration and Power of Attorney and check in the amount of \$420.00 to cover the filing fee and surcharge.

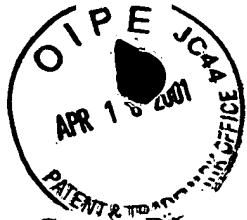
Please charge any deficiency or credit any overpayment in connection with this filing to our Deposit Account No. 19-3140.

Respectfully submitted,

  
Jeffrey D. Wheeler  
Reg. No. 39,066

Sonnenschein Nath & Rosenthal  
P.O. Box 061080  
Wacker Drive Station  
Sears Tower  
Chicago, IL 60606-1080  
Tel. 312-876-8000

#3



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/702,291         | 10/30/2000          | Krishna Kanth         | ASRAP012               |

22434  
BEYER WEAVER & THOMAS LLP  
P.O. BOX 778  
BERKELEY, CA 94704-0778



CONFIRMATION NO. 1426

## FORMALITIES LETTER



\*OC000000005680877\*

Date Mailed: 01/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.

*A copy of this notice MUST be returned with the reply.*

*HS.*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/19/2001 060100H 00000008 09702291  
01 FC:201  
02 FC:205  
355.00 OP  
65.00 OP

#5



Client Matter No 9791730-0014

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application of:  
Krishna Kanth et al

Serial No.: 09/702,291

Examiner: Not assigned

Filed: October 30, 2000

Group Art Unit: 2161

For: Scalability, Availability and  
Management Features for Business  
Commerce Server



**FILING RECEIPT CORRECTION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

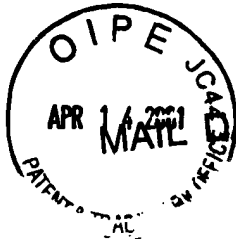
Attn: Office of Initial Patent Examination's Customer Service Center

Dear Sir or Madam:

Please correct the filing receipt (copy enclosed) related to the above referenced patent application. The "Atty.Docket No." should be corrected as follows: "ASRAP010" should be -- 9791730-0014-- and "Address for Correspondence" should be corrected as follows: "22434 Beyer Weaver & Thomas LLP; P. O. Box 778; Berkeley, California 94704-0778" should be -- 26263; Mr. Jeffrey D. Wheeler; Sonnenschein Nath & Rosenthal; P. O. Box 061080; Wacker Drive Station; Sears Tower; Chicago, Illinois 60606-1080--; as evidenced by a copy of the Declaration filed on same date with the response to the Notice to File Missing Parts. The "Continuing Data ..." should be corrected as follows: "This Appln claims benefit of 60/164,021 08/23/99" should be removed as the above-identified patent application was not filed within the one year date of the provisional patent application.



Thank you.

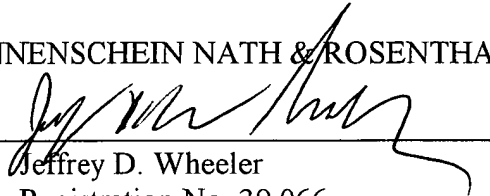


DATE CANCELLED

Respectfully submitted,

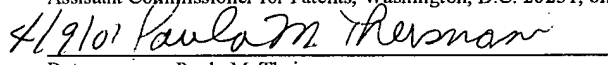
SONNENSCHN NATH & ROSENTHAL

By:

  
Jeffrey D. Wheeler  
Registration No. 39,066

SONNENSCHN NATH & ROSENTHAL  
P.O. Box 061080  
Wacker Drive Station  
Sears Tower  
Chicago, IL 60606-1080  
(312) 876-8000

I hereby certify that this document and any being referred to as  
attached or enclosed are being deposited with the United States  
Postal Service as first class mail in an envelope addressed to  
Assistant Commissioner for Patents, Washington, D.C. 20231, on

4/9/01   
Date Paula M. Theismann



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/702,291         | 10/30/2000  | 2161         | 0             | ASRAP012        | 10       | 20         | 2          |

CONFIRMATION NO. 1426

22434

BEYER WEAVER & THOMAS LLP  
P.O. BOX 778  
BERKELEY, CA 94704-0778

MAIL DATE CANCELLED

## FILING RECEIPT



\*OC000000005680876\*

Date Mailed: 01/16/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Krishna Kanth, Santa Clara, CA;  
Hanuma Kodavalla, Union City, CA;  
Hooman Moobed, San Jose, CA;  
Ravi Sharma, Fremont, CA;  
Siamak Darakhshan, San Jose, CA;

## Continuing Data as Claimed by Applicant

THIS APPLN CLAIMS BENEFIT OF 60/164,021 08/23/1999

## Foreign Applications

If Required, Foreign Filing License Granted 01/03/2001

Projected Publication Date:

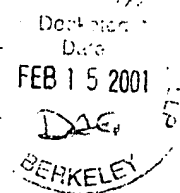
Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

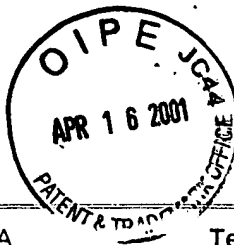
Title

Scalability, availability, and management features for business commerce server



Preliminary Class

370

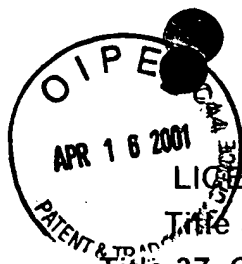


Data entry by : SANDARA, HOA

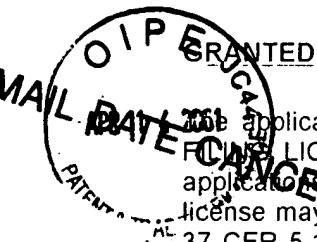
Team : OIPE

Date: 01/16/2001





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Title 37, Code of Federal Regulations, 5.11 & 5.15**



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- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
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- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
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Any corrections that may need to be done to your Filing Receipt should be directed to:

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